

# HOUSE BILL No. 4379

March 3, 2011, Introduced by Rep. Kowall and referred to the Committee on Natural Resources, Tourism, and Outdoor Recreation.

A bill to amend 1994 PA 451, entitled "Natural resources and environmental protection act," by amending section 30929 (MCL 324.30929), as added by 2004 PA 522.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           Sec. 30929. A lake board for a ~~public~~**AN** inland lake is  
2 dissolved if all of the following requirements are met:

3           (a) The governing body of each local unit of government in  
4 which all or part of the lake is located holds a public hearing on  
5 the proposed dissolution, determines that the lake board is no  
6 longer necessary for the improvement of the lake because the  
7 reasons for the establishment of the lake board no longer exist,  
8 and approves the dissolution of the lake board. ~~The~~**FOR A PUBLIC**  
9 **INLAND LAKE, THE** governing body of each local unit of government in  
10 which all or part of the lake is located may hold the public

1 hearing on the dissolution of the lake board on its own initiative.  
2 ~~The~~ **FOR A PUBLIC OR PRIVATE INLAND LAKE, THE** governing body of each  
3 local unit of government in which all or part of the lake is  
4 located shall hold a public hearing on the dissolution of the lake  
5 board upon petition of 2/3 of the ~~freeholders~~ **PROPERTY OWNERS**  
6 owning land abutting the lake **OR UPON PETITION OF THE PROPERTY**  
7 **OWNERS WHO HAVE BEEN ASSESSED 2/3 OF THE COST OF THE IMPROVEMENTS.**  
8 Notice of the public hearing shall be published twice in a  
9 newspaper of general circulation in each local unit of government  
10 in which all or part of the lake is located. The first notice shall  
11 be published not less than 10 days before the date of the hearing.

12 (b) All outstanding indebtedness and expenses of the lake  
13 board are paid in full.

14 (c) Any excess funds of the lake board are refunded based on  
15 the last approved special assessment roll. However, if the amount  
16 of excess funds is de minimis, the excess funds shall be  
17 distributed to the local units of government in which all or part  
18 of the lake is located, apportioned based on the amounts assessed  
19 against each local unit of government and lands in that local unit  
20 on the last approved special assessment roll.

21 (d) The lake board determines that it is no longer necessary  
22 for the improvement of the lake, because the reasons for its  
23 establishment no longer exist, and adopts an order approving its  
24 dissolution.